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Attorneys for Defendant,
BEST BUY STORES, L.P. (erroneously sued as
BEST BUY CO., INC.)

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

JASMEN HOLLOWAY, AMY GARCIA,
CHERYL CHAPPEL, MUEMBO
MUANZA, MAURICE CALHOUN, and
NICHOLAS DIXON, on behalf of
themselves and all other similarly situated,

Plaintiffs,

v.

BEST BUY CO., INC.,

Defendant.

Case No. C 05-05056 PJH

**DEFENDANT BEST BUY STORES, L.P.'s
NOTICE OF HEARING ON MOTION AND
MOTION TO COMPEL PRODUCTION OF
DOCUMENTS AND PRIVILEGE LOGS**

Action filed: December 8, 2005

DATE: August 23, 2006

TIME: 9:00

DEPT.: 3

Hearing set pursuant to Stipulation pending
approval by the Court

DISCOVERY MATTER

[Memorandum of Points and Authorities,
Declaration of Roman M. Silberfeld and
[Proposed] Order filed concurrently herewith]

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1 TO ALL PARTIES, DEPONENTS AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that Defendant Best Buy Stores, L.P. (erroneously sued as Best
3 Buy Co., Inc.) ("Best Buy") will and hereby does move the Court, Pursuant to Rule 45(c)(2)(B)
4 of the Federal Rules of Civil Procedure and Local Rule 37-1, for an Order compelling non-party
5 witnesses William Sturdevant, Fred Robinson and Chris Goodlow (collectively, "Deponents") to
6 produce documents responsive to Best Buy's deposition subpoenas and to produce privilege logs.

7 This motion is made on the grounds that: (1) documents responsive to the subpoena are
8 relevant to Plaintiffs' allegations in the Complaint and are thus discoverable; and (2) production
9 of documents will impose no cognizable burden on the Deponents.

10 The parties have met and conferred pursuant to Local Rule 7-1 but are unable to resolve
11 the instant dispute without guidance from the Court.

12 This Motion is based upon this Notice of Hearing on Motion and Motion, the attached
13 Memorandum of Points and Authorities in support thereof, the Declaration of Roman M.
14 Silberfeld and the exhibits annexed thereto, and upon such other and further matters and
15 arguments as may be considered by the Court at any hearing on this Motion.

16 DATED: August 16, 2006

ROBINS, KAPLAN, MILLER & CIRESI L.L.P.

18 By: /S/ Roman M. Silberfeld
19 Roman M. Silberfeld

20 Attorneys for Defendant, BEST BUY STORES,
21 LP. (erroneously sued as BEST BUY CO., INC.)
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